

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA

VENUE: SAN FRANCISCO

UNITED STATES OF AMERICA,

V.

FILED
MAR 20 2014
RICHARD W. WIEKING
CLERK U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CR 14 149
IMRAN HUSAIN

RS

DEFENDANT(S).

INDICTMENT

18 U.S.C. § 371 - Conspiracy

18 U.S.C. § 1505 - Obstructing Proceedings of the
Securities and Exchange Commission

18 U.S.C. § 2 - Aiding and Abetting

A true bill.

Nancy J. Peterson
Foreman

Filed in open court this 20th day of

Jim Fave
Clerk

Bail, \$

no bail arrest warrant

Nathanael Cousins
United States Magistrate Judge

/-MJR

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: ☐ INFORMATION ☒ INDICTMENTMatter Sealed: ☐ Juvenile ☒ Other than Juvenile
☐ Pre-Indictment Plea ☐ Superseding ☐ Defendant Added
☐ Indictment ☐ Charges/Counts Added
☐ Information

Name of District Court, and/or Judge/Magistrate Location (City)

 UNITED STATES DISTRICT COURT San Francisco
 DISTRICT OF Northern California Divisional Office
Name and Office of Person
Furnishing Information on
THIS FORMMELINDA HAAG
☐ U.S. Atty ☐ Other U.S. Agency
 Phone No. _____
Name of Asst.
U.S. Attorney
(if assigned)Benjamin Kingsley

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

Federal Bureau of Investigation
☐ person is awaiting trial in another Federal or State Court
 (give name of court) _____

☐ this person/proceeding transferred from another district
 per (circle one) FRCrP 20, 21 or 40. Show District _____

☐ this is a reprosecution of charges
 previously dismissed which were
 dismissed on motion of:

☐ U.S. Atty ☐ Defense

☐ this prosecution relates to a
 pending case involving this same
 defendant. (Notice of Related
 Case must still be filed with the
 Clerk.)

☐ prior proceedings or appearance(s)
 before U.S. Magistrate Judge
 regarding this defendant were
 recorded under
SHOW
DOCKET NO.MAG. JUDGE
CASE NO.Place of
offense

County

CASE NO.

CR 14 149

USA vs.

Defendant: Imran Husain

Address:

SEALED**RECEIVED ORDER****RS**
☐ Interpreter Required Dialect: _____

Birth

Date _____

☐ Male☐ Alien☐ Female (if applicable)

Social Security Number _____

DEFENDANT

Issue: ☒ Warrant ☐ Summons

Location Status:

Arrest Date _____ or Date Transferred to Federal Custody _____

☐ Currently in Federal Custody☐ Currently in State Custody☐ Writ Required☐ Currently on bond☐ Fugitive

Defense Counsel (if any): _____

☐ FPD ☐ CJA ☐ RET'D☐ Appointed on Target Letter☐ This report amends AO 257 previously submitted

OFFENSE CHARGED - U.S.C. CITATION - STATUTORY MAXIMUM PENALTIES - ADDITIONAL INFORMATION OR COMMENTS

Total # of Counts 2

Set	Title & Section/Offense Level (Petty = 1 / Misdemeanor = 3 / Felony = 4)	Description of Offense Charged	Count(s)
	PLEASE SEE ATTACHMENT FOR		
	PENALTIES		

PENALTY SHEET ATTACHMENT

Count One:

18 U.S.C. § 371 – Conspiracy

Maximum penalties: 5 years imprisonment (18 U.S.C. § 371)
\$250,000 fine (18 U.S.C. § 3571(b)(3))
3 years supervised release (18 U.S.C. § 3583(b)(2))
\$100 special assessment (18 U.S.C. § 3013)

Count Two:

18 U.S.C. § 1505 – Obstruction of Justice

Maximum penalties: 5 years imprisonment (18 U.S.C. § 1505)
\$250,000 fine (18 U.S.C. § 3571(b)(3))
3 years supervised release (18 U.S.C. § 3583(b)(2))
\$100 special assessment (18 U.S.C. § 3013)

MELINDA HAAG (CABN 132612)
United States Attorney

FILED
MAR 20 2014
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

IMRAN HUSAIN,

Defendant.

CR

14

149

RS

VIOLATIONS: 18 U.S.C. § 371 – Conspiracy; 18
U.S.C. § 1505 – Obstructing Proceedings of the
Securities and Exchange Commission; 18 U.S.C. § 2
– Aiding and Abetting.

SAN FRANCISCO VENUE

INDICTMENT

The Grand Jury charges:

Introductory Allegations

At all times relevant to this indictment:

1. The United States Securities and Exchange Commission (“SEC”) was an independent agency of the United States. The SEC’s Division of Enforcement, among other things, investigated possible violations of federal securities laws and regulations and brought administrative and civil actions to enforce those laws and regulations.

2. In or about August 2011, the SEC commenced an investigation into securities fraud relating to purchases and sales of securities of YesDTC, Inc (“YesDTC”). YesDTC was a publicly traded company formed through a merger between PR Complete Holdings and Allay Online Holdings.

3. On or about August 21, 2012, attorneys from the SEC’s Division of Enforcement in San Francisco, California, subpoenaed the testimony of a person known to the Grand Jury as part of the

INDICTMENT

SEC's investigation into securities fraud relating to purchases and sales of securities issued by YesDTC.

COUNT ONE: (18 U.S.C. § 371 – Conspiracy)

4. Paragraphs 1 through 3 are realleged as if set forth fully here.

5. Beginning on or about August 2012, and continuing through on or about October 2012, in the Northern District of California and elsewhere, the defendant,

IMRAN HUSAIN,

and another person or persons known, did conspire to unlawfully, willfully, and knowingly corruptly influence, obstruct, and impede, and aid and abet others to corruptly influence, obstruct, and impede, the due and proper administration of the law under which a pending proceeding was being had before a department or agency of the United States, namely, the SEC and its investigation into securities fraud relating to purchases and sales of securities issued by PR Complete Holdings and YesDTC, in violation of Title 18, United States Code, Section 1505; all in violation of Title 18, United States Code, Section 371.

OVERT ACTS COMMITTED IN FURTHERANCE OF THE CONSPIRACY

6. In furtherance of the conspiracy and to effect the objects thereof, the following overt acts, among others, were committed in the Northern District of California, and elsewhere:

a. On or about August 22, 2012, beginning at or about 8:31 a.m., HUSAIN and a person known to the Grand Jury spoke via Skype regarding an SEC subpoena.

b. On or about September 28, 2012, a person known to the Grand Jury travelled to Los Angeles to meet with HUSAIN regarding that person's testimony in a proceeding of the SEC.

c. On or about September 29, 2012, beginning at or about 4:13 p.m., HUSAIN and persons known to the Grand Jury spoke via telephone regarding the production of documents to the SEC.

d. On or about September 30, 2012, HUSAIN and a person known to the Grand Jury visited an Apple Store to seek information on how to permanently delete files from a laptop.

e. On or about October 1, 2012, HUSAIN and a person known to the Grand Jury flew from Los Angeles, California to San Francisco, California.

f. On or about October 2, 2012, a person known to the Grand Jury testified in a proceeding of the SEC in San Francisco, California and lied in that testimony.

g. On or about October 25, 2012, HUSAIN spoke to another person known to the Grand Jury regarding her role as a CEO of one of his shell companies.

COUNT TWO: (18 U.S.C. § 1505 – Obstruction of Proceedings before the Securities and Exchange Commission; 18 U.S.C. § 2 – Aiding and Abetting)

7. Paragraphs 1 through 6 are realleged as if set forth fully here.

8. Beginning on or about August 2012, and continuing through on or about October 2012, in the Northern District of California and elsewhere, the defendant,

IMRAN HUSAIN,

unlawfully, willfully, and knowingly, corruptly influenced, obstructed, and impeded, and aided and abetted others to corruptly influence, obstruct, and impede, the due and proper administration of the law under which a pending proceeding was being had before a department or agency of the United States, namely, the SEC and its investigation into securities fraud relating to purchases and sales of securities issued by PR Complete Holdings and YesDTC, in violation of Title 18, United States Code, Section 1505.

DATED:

A TRUE BILL.

March 20, 2014

Nancy J. Peterson
FOREPERSON

MELINDA HAAG
United States Attorney

J. Douglas Wilson
J. DOUGLAS WILSON
Chief, Criminal Division

(Approved as to form: *[Signature]*)

BENJAMIN KINGSLEY
Assistant United States Attorney

INDICTMENT